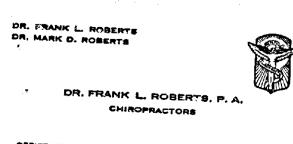
PETITION FOR ZO	ONING VARIANCE ORE COUNTY: \(\frac{\pi}{\pi} \frac{\pi}{\pi
	DNING VARIANCE
TO THE ZONING COMMISSIONER OF BALTIMO	ore county: 37.871
described in the description and plat attached he	perty situate in Baltimore County and which is reto and made a part hereof, hereby petition for a
Variance from Section 1A01.3.B.3 to p	permit a garage to setback 6 feet
from the road instead of th	ne recorded minimum 50 foot
building line	
following reasons: (indicate hardship or practical 1. Topography of the land will not perm other location.	nit location of garage structure in any MAP NE 17C
2. Easement for storm drains restricts	use of land on the Northwest boundary
 Location requested will render new s road surface (Eagles View Road) 	DATE 4-9-87
Property is to be posted and advertised as	prescribed by Zoning Regulations.
I or we, agree to pay expenses of above Var petition, and further agree to and are to be boun- Baltimore County adopted pursuant to the Zoning	iance advertising, posting, etc., upon filing of this d by the zoning regulations and restrictions of N-64,600 Law For Baltimore County.
	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser:	Legal Owner(s):
(Type or Print Name)	Or. Frank L. Roberts (Type or Print Name)
Signuture	Signatuie
Address	(Type or Print Name)
City and State	Signature
Attorney for Petitioner:	
	12889 Eagles View Road
(Type or Print Name)	Address Phone No. Phoenix, Maryland 21131
Signature	City and State
Address	Name, address and phone number of legal owner, contract purchaser or representative to be contacted On. Frank L. Roberts
City and State	Name
Attorney's Telephone No.:	12889 Eagles View Road 561-0004
	Address Phone No.
	Baltimore County, this21st day
of -19-S6., that the required by the Zoning Law of Baltimore County	subject matter of this petition be advertised, as in two newspapers of general circulation through-
Commissioner of Baltimore County in Room 100	6, County Office Building in Towson, Baltimore eptember 19 86, at 10:30 o'clock

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 87-81-4

Zoning Commissioner of Baltimore County.

District 10 Th	Date of Posting 15/86
Posted for: Variance Petitioner: Dr. Frank L. Rober	<u> </u>
Location of property: 5W/s From Mow	Drivo, 1197' 5W/Goldenfogle Dr.
12889 Egg.	1. Viow Dr.
Location of Signs Facing Fagle lion property of Potition	1732 - OPPION 19 FY. YOUR Way, OF
Remarks:	
Posted by Simons	Date of return: 5/8/86
Signature Number of Signs:	



September 18, 1986

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

> RE: Petition for Zoning Variance SW/S of Eagles View Road, 1197' SW of Golden Eagle Drive 10th Election District Case No. 87-81-A

Dear Dr. Roberts:

Enclosed please find a copy of the decision rendered on the above referenced Petition. Your request for a zoning variance has been Granted in accordance with the provision outlined in the attached Order.

If you have any questions concerning this matter, please do not hesitate to contact this office.

> JEAN M. H. JUNG Deputy Zoning Commissioner

JMHJ:bjs Attachments

cc: People's Counsel

IN RE: PETITION FOR ZONING VARIANCE * BEFORE THE SW/S of Eagles View Road, 1197' SW of Golden Eagle Dr. * DEPUTY ZONING COMMISSIONER (12889 Eagles View Road) OF BALTIMORE COUNTY 10th Election District Dr. Frank L. Roberts, Case No. 87-81-A Petitioner

The Petitioner herein requests a zoning variance to permit a 6-foot setback from the road in lieu of the recorded minimum 50-foot building line in order to construct a garage.

* * * * * * * * * *

Testimony by the Petitioner indicates that the existing dwelling faces south, away from Eagles View Road. The proposed garage will be located 17 feet below the grade of the road and will not be visible from the street.

There were no Protestants.

After due consideration of the testimony and evidence presented, and it appearing that strict compliance with the Baltimore County Zoning Regulations (BCZR) would result in practical difficulty and unreasonable hardship upon the Petitioners, it is determined that the variance requested would not adversely affect the health, safety, and general welfare of the community provided there is compliance with Baltimore County Health Department regulations regarding building near domestic wells.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore day of September 1986, that the herein request for a 6-foot setback from the road in question, in accordance with the plans submitted and dendificed as Petitioner's Exhibits 1 and 3, is hereby GRANTED, from and after te of this Order.

ZONING DESCRIPTION

Beginning at a point on the Southeast side of Eagles View Drive (50 feet wide), 1197 feet Southwest of Golden Eagle Drive and known as Lot #8, Block "A", as shown on Plat #1 of "Eagles Nest". which is recorded in the Land Records of Baltimore County in Book #35 - Folio 81. Known as 12889 Eagles View Road in the 10th Election District.

PETITION FOR ZONING VARIANCE

10th Election District

Case No. 87-81-A

Southwest Side of Eagles View Road, 1197 feet Southwest of Golden Eagle Drive (12889 Eagles View Road)

DATE AND TIME: Tuesday, September 9, 1986, at 10:30 a.m.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue,

Towson, Maryland The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and

Regulations of Baltimore County, will hold a public hearing: Petition for Zoning Variance to permit an accessory

structure (garage) to be set back 6 feet from the road in lieu of the recorded minimum 50 foot building line

Being the property of <u>Dr. Frank L. Roberts</u> plan filed with the Zoning Office.

In the event that this Petition(s) is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

RE: PETITION FOR VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.), 10th District

DR. FRANK L. ROBERTS,

Petitioner

BEFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 87-81-A

::::::

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Phyllis Cole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 11th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Dr. Frank L. Roberts. 12889 Eagles View Rd., Phoenix, MD 21131, Petitioner.

Peter Max Zimmerman



ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

September 3, 1986

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

> RE: PETITION FOR ZONING VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.) 10th Election District Dr. Frank L. Roberts - Petitioner Case No. 87-81-A

Dear Dr. Roberts:

This is to advise you that ______is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

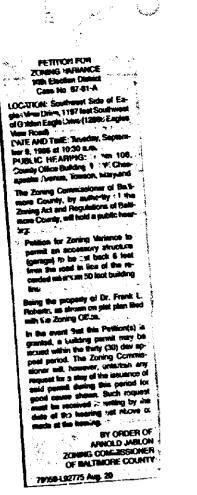
THIS FEE MUST BE PAID AND THE ZONING SIGN AND POST RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT BE ISSUED.

Do <u>not</u> remove sign from property from the time it is placed by this office until the day of the hearing itself.

Please make the check ---re County, Maryland, and remit ding, Towson, Maryland

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT B B C31******78/0:5 ADDRE

5212 HARFORD ROAD BALTIMORE, MARYLAND 21214



CERTIFICATE OF PUBLICATION

TOWSON, MD., _____August_20____, 19_86 THIS IS TO CERTIFY, that the annexed advertisement was published in the TOWSON TIMES, a weekly newspaper printed and published in Towson, Baltimore County. Md., appearing on August 20 , 10 86

> TOWSON TIMES, Susan Senders Obrect

> > 38.25

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed adventisement was

published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on August 21 19 86

THE JEFFERSONIAN,

Susan Senders Obrest

Publisher
Cost of Advertising

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

permit an argestory structure (parage) to be set back 6 feet from the send in

Being the property of Dr. Frank L.
Roberts, as abown on plat plan filed
with the Zoning Office.
In the event that this Petition(*) is

In the event that this Petitions') is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing act above or made at the hearing.

By Order Of ARNOLD JABLON Zoning Commissioner of Baltimore County

8/187 Aug. 21.

July 25, 1986

NOTICE OF HEARING RE: PETITION FOR ZONING VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.) 10th Election District Dr. Frank L. Roberts - Petitioner Case No. 87-81-A

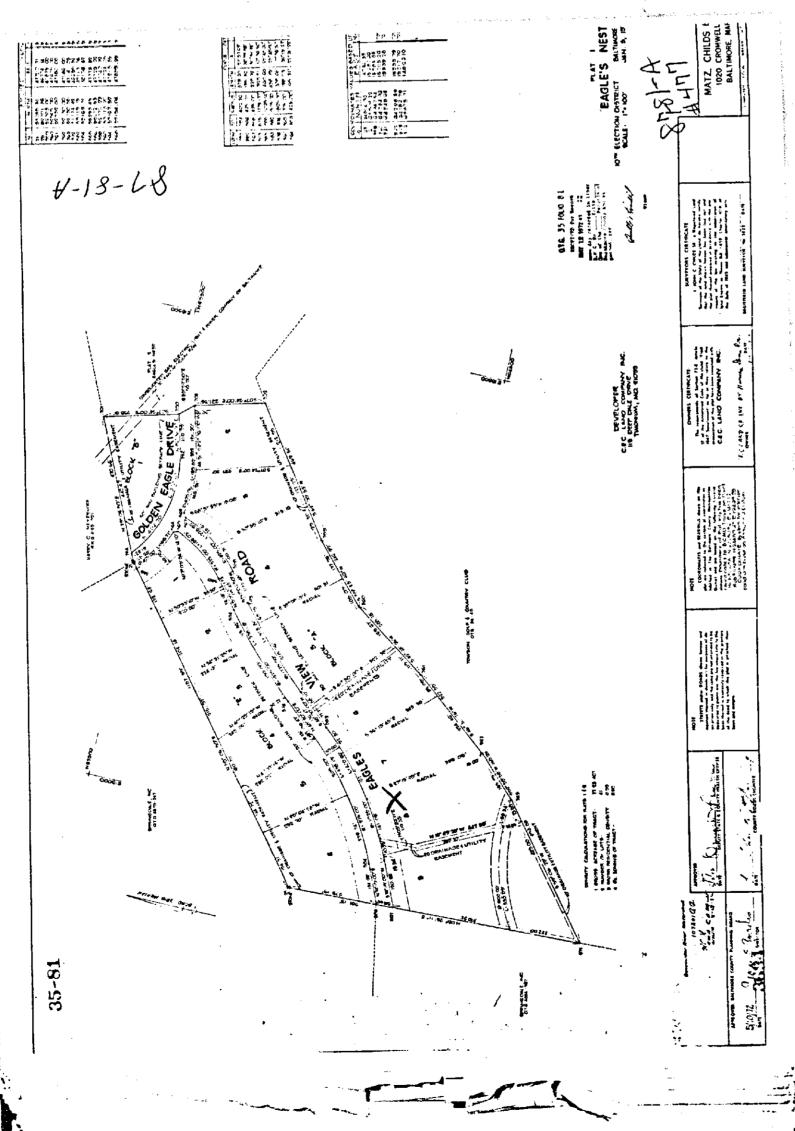
10:30 a.m. TIME:

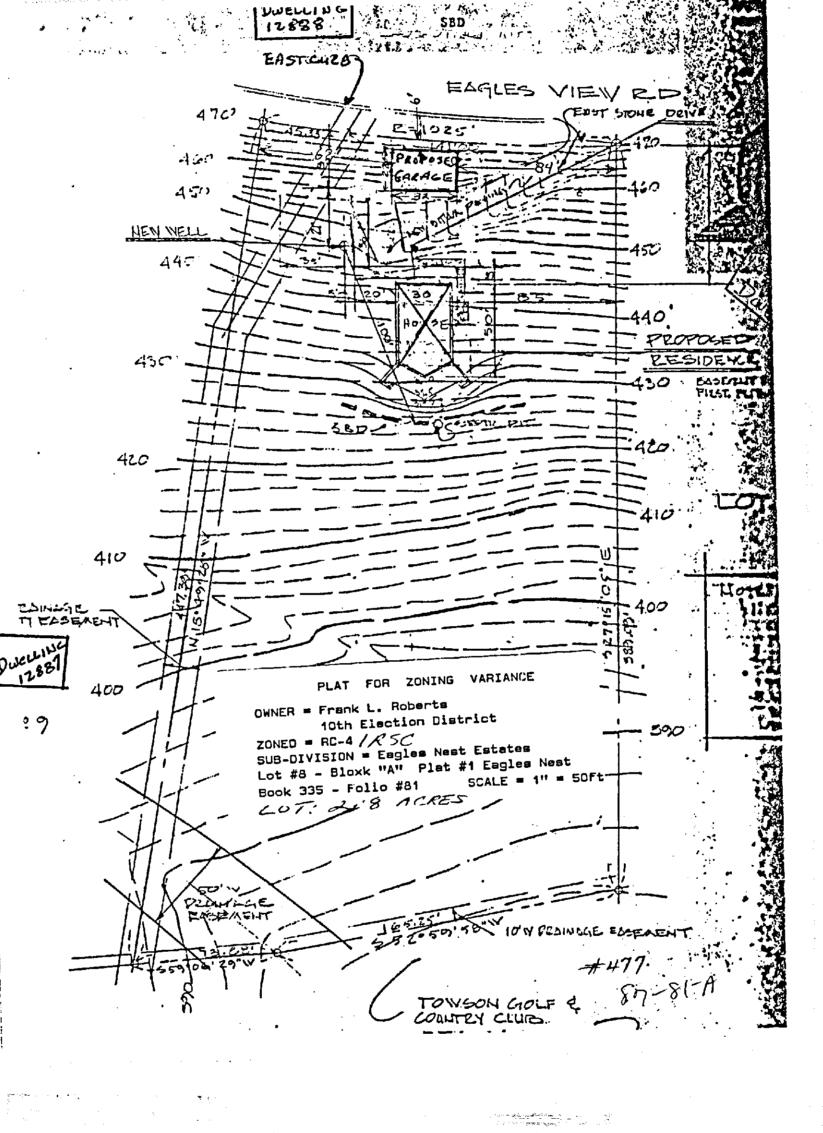
Tuesday, September 9, 1986

PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

of Baltimore County

AJ:med BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT P-01-615-000 **←** 7 389.09 9





THE ROBERTS

12889 EAGLES VIEW RD.

PHOENIX MD 21131

561-0004

87-81-A

Attorney

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Petitioner Dr. Frank L. Roberts James E. Dyer Received by: Petitioner's

Chairman, Zoning Plans Advisory Committee

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO.__Zoning_Commissioner Date August 21, 1986

Norman E. Gerber, AICP, Director FROM Diffice of Planning and Zoning

SURJECT_ Zoning Petitions No. 87-74-A, 87-75-A, 87-76-A, 87-77-A, 87-81-A; 87-82-A, 87-83-A, 87-84-A, 87-37-A, 87-88-A, 87-106-A, 87-106-A, 87-108-A, 87-111-A, 87-112-A, 87-113-A and 87-114-A

There are no comprehensive planning factors requiring comment on these petitions.

NEG:JGH:slm

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

August 1, 1986

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

000

Chairman

Bureau of Engineering

Department of Traffic Engineering State Roads Commission

Bureau of Fire Prevention Health Department Project Planning Building Department Board of Education Zoning Administration

Industrial

Dr. Frank L. Roberts 12889 Eagles View Road

Phoenix, Maryland 21131 RE: Item No. 477 - Case No. 87-81-A Petitioger: Dr. Frank L. Roberts

Petition for Variance Dear Dr. Roberts:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

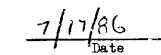
Very truly yours,

JAMES E. DYER Chairman

Zoning Plans Advisory Committee

Enclosures

JED:kkb



Mr. Armold Jublem Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Jablon:

AUGUST 19,1986

Re: Zoning Advisory Meeting of July 8, 1986 Iten + 477
Property Owner: No. FRANK L. ROBERTS LOCALION SW/S EAGLES VIEW DRIVE 11975W OF GOLDEN EAGLE DRIVE The Division of Current Planning and Davelopment has reviewed the subject petition and offers the following comments. The items checked below are

(X)There are no site planning factors requiring comment. (**)There are no site planning factors requiring comment.

(**)A County Review Group Meeting is required.

(**)A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.

(**)This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.

(**)A record plat will be required and must be recorded prior)The access is not satisfactory.)The circulation on this site is not satisfactory. The parking arrangement is not satisfactory.)Parking calculations must be shown on the plan.)This property contains soils which are defined as wetlands, and development on these soils is prohibited. ()Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-93 of the Development

Regulations.

()Development of this site may constitute a potential conflict with the Baltimore County Master Plan. ()The amended Development Plan was approved by the Planning Board)Landscaping: Must comply with daltimore County Landscape Manual.
)The property is located in a deficient service area as defined by Bill 178-79. No building parmit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service is

()The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 173-72, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated innually by the County Council. ()Additional comments:

> Eurone A. Bober Chier, Current Planning and Davelopment

BALTIMORE COUNTY DEPARTMENT OF HEALTH

Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Zoning Item # 477, Zoning Advisory Committee Meeting of _____7 Property Owner: Dr. MAK L. Roberts

Location: SW/S EAGLES VIKW OF .. 1197 SW OF Golden Eagle of District

COMMENTS ARE AS FOLLOWS:

() Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review Section, Environmental Support Services, for final review and approval.

() Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 494-3775, to obtain require-

ments for such installation/s before work begins.

() A permit to construct from the Division of Air Pollution Control is required for such items as spray paint processes, underground gasoline storage tank/s (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

() A permit to construct from the Division of Air Pollution Control is required for any charbroiler operation which has a total cooking surface area of five (5) square feet or more.

() Prior to approval of a Building Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

() Frior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and sewerage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Health for review and approval. For more complete information, contact the Recreational Hygiene Section, Division of Environmental Support Services.

() Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations. For more complete information, contact the Division of Maternal and Child Health.

() If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with Water Resources Administration requirements.

Zoning Item # 477 Zoning Advisory Committee Meeting of 7/8/66

SS 20 1082 (1)

BALTIMORE COUNTY DEPARTMENT OF TRAFFIC ENGINEERING TOWSON, MARYLAND 21204 494-3550 STEPHEN E. COLLINS

CC: James Hosmell

July 22, 1986

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

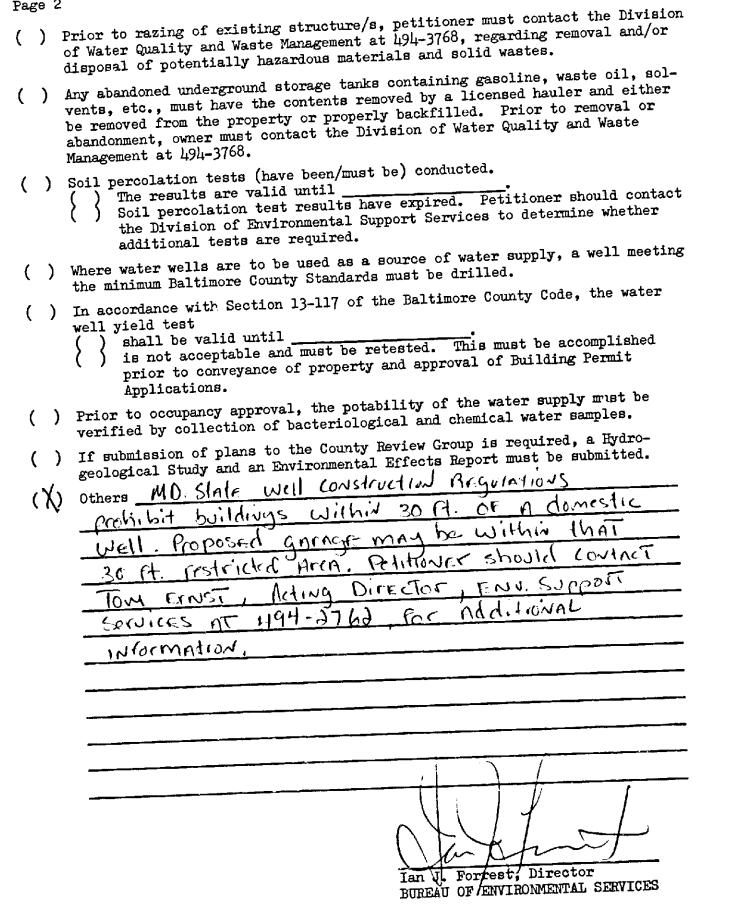
Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for items number 476 477 478, 479, 480, 481, and 482.

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate II

MSF:lt



WWQ 2 4/86



PAUL H. REINCKE CHIEF

Mr. Arnold Jablon

July 17, 1986

Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson Maryland 21204

RE: Property Owner: Dr. Frank L.Roberts

SW/S Eagles View Drive, 1197 SW of Golden Eagle Dr.

Zoning Agenda: Meeting of July 8, 1986

Gentlemen:

Location:

Item No.:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

to be corrected or incorporated into the final plans for the property.

() 3. The vehicle dead end condition shown at ___

EXCEEDS the maximum allowed by the Fire Department. () 4. The site shall be made to comply with all applicable parts of the

(X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 edition prior to occupancy.

Fire Prevention Code prior to occupancy or beginning of operation,

') 6. Site plans are approved, as drawn.

7. The Fire Prevention Bureau has no comments, at this time.

Special Inspection Division

Fire Prevention Bureau

/mb

TOWSON, MARYLAND 21204

July 30, 1986

TED ZALESKI, JR. DIRECTOR

Mr. Arnold Jablon, Zoning Commissioner

Comments on Item # 477 Zoning Advisory Committee Meeting are as follows: Property Owner: Dr. Frank L. Roberts SW/S Eagles View Drive, 1197 SW of Golden Eagle Drive

District:

County Building Code.

APPLICABLE ITEMS ARE CIRCLED: All structures shall conform to the Baltimore County Building Code as adopted by Council Bill #17-85. the Maryland Code for the Handicapped and Aged (A.N.S.I. #117-1 - 1980) and other applicable Codes and Standards.

(B) A building and other miscellaneous permits shall be remained before the start of any construction.

Residential: Two sets of construction drawings are required to file a permit application. The seal of a registered in Maryland architect or Engineer is/ender required on plans and technical data.

D. Commercial: Three sets of construction drawings sealed and signed by a registered in Maryland Architect or Engineer shall be required to file with a permit application. Reproduced seals are not acceptable.

E. All Use Groups except R-4 Single Family Detached Dwellings require a minimum of 1 hour fire rating for exterior walls closer than 6'-0 to an interior lot line. R-4 Use Groups require a one hour wall if closer than 3'-0 to an interior lot line. Any wall built on an interior lot line shall require a fire or party wall. See Table 401, Section 1407, Section 1406.2 and Table 1402. No openings are permitted in an exterior wall within 3'-0 of an interior lot line.

F. The structure does not appear to comply with Table 505 for permissable height/area. Reply to the requested variance by this office cannot be considered until the necessary data pertaining to height/area and construction type is provided. See Table 401 and 505 and have your Architect/Engineer contact this department. G. The requested variance appears to conflict with Section(s) _____, of the Baltimore

H. When filing for a required Change of Use/Occupancy Permit, an alteration permit application shall also be filed along with three sets of acceptable construction plans indicating how the existing structure is to be altered in order to comply with the Code requirements for the new use. Maryland Architectural or Engineer seals are usually required. The change of Use Groups are from Use to Use . See Section 312 of the Building Code.

I. The proposed project appears to be located in a Flood Plain, Tidal/Riverins. Please soe the attached copy of Section 516.0 of the Building Code as adopted by Bill #17-85. Site plans shall show the correct elevations above sea level for the lot and the finish floor levels including basement.

K. These abbreviated comments reflect only on the information provided by the drawings submitted to the Office These appreviated comments reflect only on the information provided by the drawings submitted to the Cilic of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired the applicant may obtain additional information by visiting Room 122 of the County Office Building at 111 W. Chesapeake Avanue, Towson, Maryland 21204. Marlis E. Chember BY: C. E. Burnham, Chief Building Plans Review

4/22/85

J. Comments



November 4, 1985

Mr. Frank Roberts 5212 Harford Road Baltimore, Maryland 21214

> RE: Building Permit No. 83095 MR SE/S Eagles View Road, SW of Golden 10th, Election District Eagle Dr.

Dear Mr. Roberts,

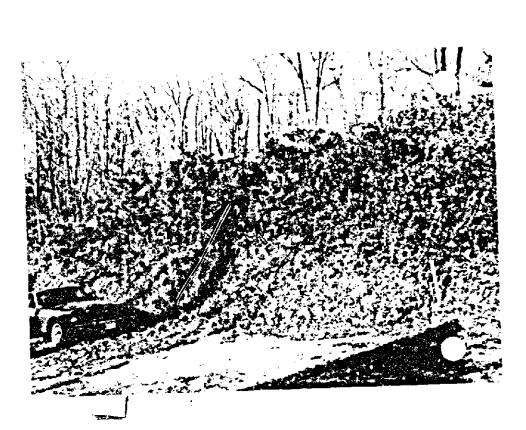
The Zoning Office cannot approve the above referenced building permit application for the following reason(s):

> Improper setbacks Improper use Improper location Inspection of the property must be made before permit can be approved Insufficient information on permit Needs average sheet in order to determine front setbacks Fence (improper height-corner lot only) Revised plans Other In order for this office to approve your garage permit you must successfully petition for a zoning variance to Sections 101 (Definition of Building Line) and Section 1AC1.3.B.3 (R.S.C.) to permit a building 6ft. setback from the road instead of the recorded minimum 50 ft. building line.)

If you have any further questions, you may contact me at 494-3391.

W. Carl Richards Jr. Zoning Associate 111

cc: Mrs. Sherry Mehl Office Engineering Assistant I

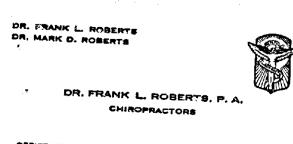


PETITION FOR ZO	ONING VARIANCE ORE COUNTY: \(\frac{\pi}{\pi} \frac{\pi}{\pi
	DNING VARIANCE
TO THE ZONING COMMISSIONER OF BALTIMO	ore county: 37.871
described in the description and plat attached he	perty situate in Baltimore County and which is reto and made a part hereof, hereby petition for a
Variance from Section 1A01.3.B.3 to p	permit a garage to setback 6 feet
from the road instead of th	ne recorded minimum 50 foot
building line	
following reasons: (indicate hardship or practical 1. Topography of the land will not perm other location.	nit location of garage structure in any MAP NE 17C
2. Easement for storm drains restricts	use of land on the Northwest boundary
 Location requested will render new s road surface (Eagles View Road) 	DATE 4-9-87
Property is to be posted and advertised as	prescribed by Zoning Regulations.
I or we, agree to pay expenses of above Var petition, and further agree to and are to be boun- Baltimore County adopted pursuant to the Zoning	iance advertising, posting, etc., upon filing of this d by the zoning regulations and restrictions of N-64,600 Law For Baltimore County.
	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser:	Legal Owner(s):
(Type or Print Name)	Or. Frank L. Roberts (Type or Print Name)
Signuture	Signatuie
Address	(Type or Print Name)
City and State	Signature
Attorney for Petitioner:	
	12889 Eagles View Road
(Type or Print Name)	Address Phone No. Phoenix, Maryland 21131
Signature	City and State
Address	Name, address and phone number of legal owner, contract purchaser or representative to be contacted On. Frank L. Roberts
City and State	Name
Attorney's Telephone No.:	12889 Eagles View Road 561-0004
	Address Phone No.
	Baltimore County, this21st day
of -19-S6., that the required by the Zoning Law of Baltimore County	subject matter of this petition be advertised, as in two newspapers of general circulation through-
Commissioner of Baltimore County in Room 100	6, County Office Building in Towson, Baltimore eptember 19 86, at 10:30 o'clock

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY 87-81-4

Zoning Commissioner of Baltimore County.

District 10 Th	Date of Posting 15/86
Posted for: Variance Petitioner: Dr. Frank L. Rober	<u> </u>
Location of property: 5W/s From Mow	Drivo, 1197' 5W/Goldenfogle Dr.
12889 Egg.	1. Viow Dr.
Location of Signs Facing Fagle lion property of Potition	1732 - OPPION 19 FY. YOUR Way, OF
Remarks:	
Posted by Simons	Date of return: 5/8/86
Signature Number of Signs:	



September 18, 1986

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

> RE: Petition for Zoning Variance SW/S of Eagles View Road, 1197' SW of Golden Eagle Drive 10th Election District Case No. 87-81-A

Dear Dr. Roberts:

Enclosed please find a copy of the decision rendered on the above referenced Petition. Your request for a zoning variance has been Granted in accordance with the provision outlined in the attached Order.

If you have any questions concerning this matter, please do not hesitate to contact this office.

> JEAN M. H. JUNG Deputy Zoning Commissioner

JMHJ:bjs Attachments

cc: People's Counsel

IN RE: PETITION FOR ZONING VARIANCE * BEFORE THE SW/S of Eagles View Road, 1197' SW of Golden Eagle Dr. * DEPUTY ZONING COMMISSIONER (12889 Eagles View Road) OF BALTIMORE COUNTY 10th Election District Dr. Frank L. Roberts, Case No. 87-81-A Petitioner

The Petitioner herein requests a zoning variance to permit a 6-foot setback from the road in lieu of the recorded minimum 50-foot building line in order to construct a garage.

* * * * * * * * * *

Testimony by the Petitioner indicates that the existing dwelling faces south, away from Eagles View Road. The proposed garage will be located 17 feet below the grade of the road and will not be visible from the street.

There were no Protestants.

After due consideration of the testimony and evidence presented, and it appearing that strict compliance with the Baltimore County Zoning Regulations (BCZR) would result in practical difficulty and unreasonable hardship upon the Petitioners, it is determined that the variance requested would not adversely affect the health, safety, and general welfare of the community provided there is compliance with Baltimore County Health Department regulations regarding building near domestic wells.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore day of September 1986, that the herein request for a 6-foot setback from the road in question, in accordance with the plans submitted and dendificed as Petitioner's Exhibits 1 and 3, is hereby GRANTED, from and after te of this Order.

ZONING DESCRIPTION

Beginning at a point on the Southeast side of Eagles View Drive (50 feet wide), 1197 feet Southwest of Golden Eagle Drive and known as Lot #8, Block "A", as shown on Plat #1 of "Eagles Nest". which is recorded in the Land Records of Baltimore County in Book #35 - Folio 81. Known as 12889 Eagles View Road in the 10th Election District.

PETITION FOR ZONING VARIANCE

10th Election District

Case No. 87-81-A

Southwest Side of Eagles View Road, 1197 feet Southwest of Golden Eagle Drive (12889 Eagles View Road)

DATE AND TIME: Tuesday, September 9, 1986, at 10:30 a.m.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesapeake Avenue,

Towson, Maryland The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and

Regulations of Baltimore County, will hold a public hearing: Petition for Zoning Variance to permit an accessory

structure (garage) to be set back 6 feet from the road in lieu of the recorded minimum 50 foot building line

Being the property of <u>Dr. Frank L. Roberts</u> plan filed with the Zoning Office.

In the event that this Petition(s) is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

RE: PETITION FOR VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.), 10th District

DR. FRANK L. ROBERTS,

Petitioner

BEFORE THE ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 87-81-A

::::::

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Phyllis Cole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 11th day of August, 1986, a copy of the foregoing Entry of Appearance was mailed to Dr. Frank L. Roberts. 12889 Eagles View Rd., Phoenix, MD 21131, Petitioner.

Peter Max Zimmerman



ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

September 3, 1986

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

> RE: PETITION FOR ZONING VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.) 10th Election District Dr. Frank L. Roberts - Petitioner Case No. 87-81-A

Dear Dr. Roberts:

This is to advise you that ______is due for advertising and posting of the above property. This fee must be paid before an Order is issued.

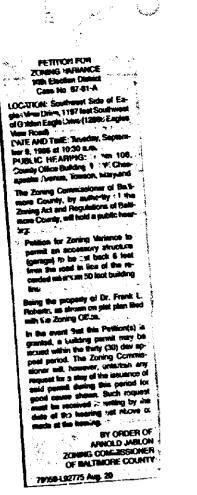
THIS FEE MUST BE PAID AND THE ZONING SIGN AND POST RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT BE ISSUED.

Do <u>not</u> remove sign from property from the time it is placed by this office until the day of the hearing itself.

Please make the check ---re County, Maryland, and remit ding, Towson, Maryland

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT B B C31******78/0:5 ADDRE

5212 HARFORD ROAD BALTIMORE, MARYLAND 21214



CERTIFICATE OF PUBLICATION

TOWSON, MD., _____August_20____, 19_86 THIS IS TO CERTIFY, that the annexed advertisement was published in the TOWSON TIMES, a weekly newspaper printed and published in Towson, Baltimore County. Md., appearing on August 20 , 10 86

> TOWSON TIMES, Susan Senders Obrect

> > 38.25

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed adventisement was

published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on August 21 19 86

THE JEFFERSONIAN,

Susan Senders Obrest

Publisher
Cost of Advertising

Dr. Frank L. Roberts 12889 Eagles View Road Phoenix, Maryland 21131

permit an argestory structure (parage) to be set back 6 feet from the send in

Being the property of Dr. Frank L.
Roberts, as abown on plat plan filed
with the Zoning Office.
In the event that this Petition(*) is

In the event that this Petitions') is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing act above or made at the hearing.

By Order Of ARNOLD JABLON Zoning Commissioner of Baltimore County

8/187 Aug. 21.

July 25, 1986

NOTICE OF HEARING RE: PETITION FOR ZONING VARIANCE SW/S of Eagles View Rd., 1197' SW of Golden Eagle Dr. (12889 Eagles View Rd.) 10th Election District Dr. Frank L. Roberts - Petitioner Case No. 87-81-A

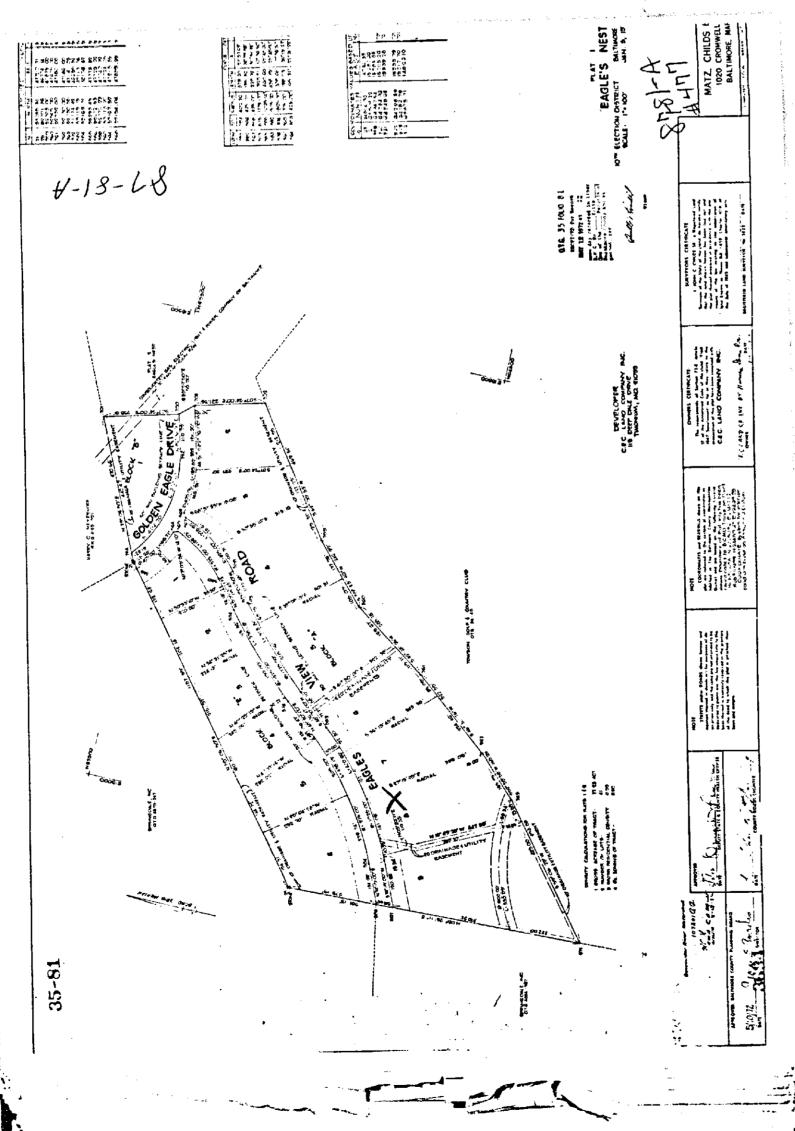
10:30 a.m. TIME:

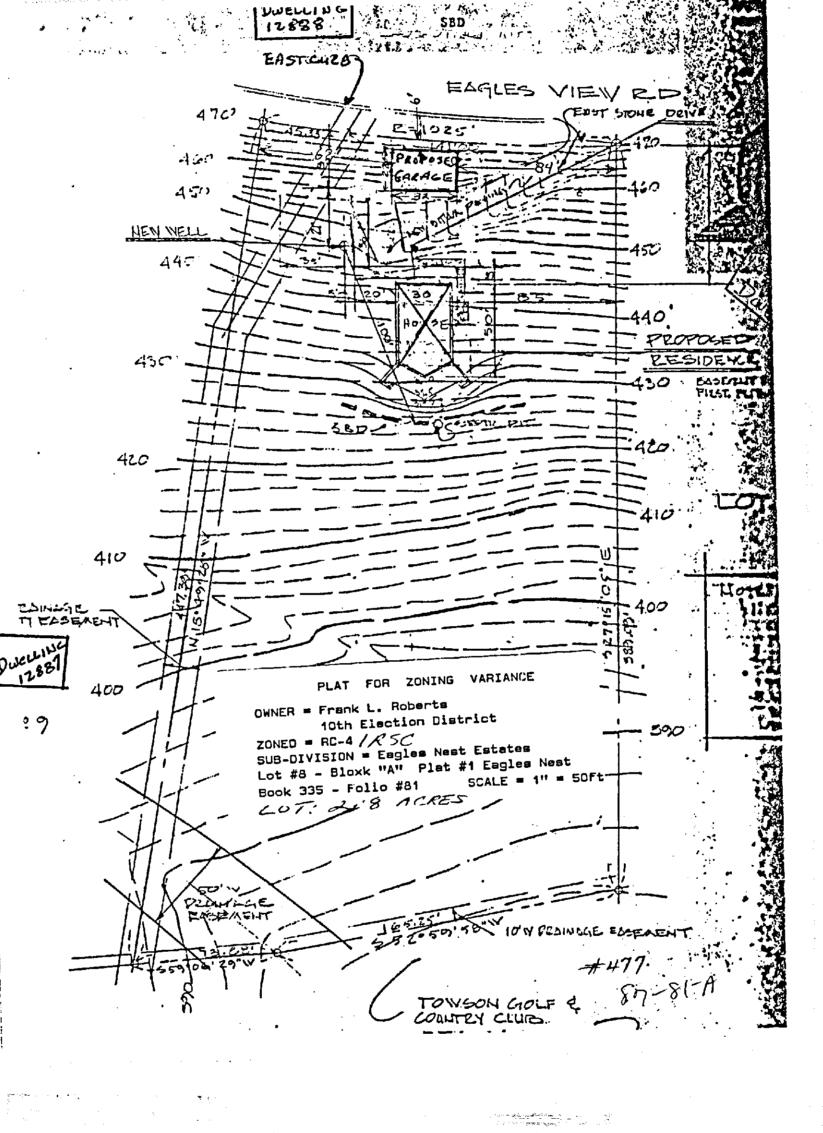
Tuesday, September 9, 1986

PLACE: Room 106, County Office Building, 111 West Chesapeake Avenue, Towson, Maryland

of Baltimore County

AJ:med BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT P-01-615-000 **←** 7 389.09 9





THE ROBERTS

12889 EAGLES VIEW RD.

PHOENIX MD 21131

561-0004

87-81-A

Attorney

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204

Petitioner Dr. Frank L. Roberts James E. Dyer Received by: Petitioner's

Chairman, Zoning Plans Advisory Committee

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO.__Zoning_Commissioner Date August 21, 1986

Norman E. Gerber, AICP, Director FROM Diffice of Planning and Zoning

SURJECT_ Zoning Petitions No. 87-74-A, 87-75-A, 87-76-A, 87-77-A, 87-81-A; 87-82-A, 87-83-A, 87-84-A, 87-37-A, 87-88-A, 87-106-A, 87-106-A, 87-108-A, 87-111-A, 87-112-A, 87-113-A and 87-114-A

There are no comprehensive planning factors requiring comment on these petitions.

NEG:JGH:slm

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

August 1, 1986

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

000

Chairman

Bureau of Engineering

Department of Traffic Engineering State Roads Commission

Bureau of Fire Prevention Health Department Project Planning Building Department Board of Education Zoning Administration

Industrial

Dr. Frank L. Roberts 12889 Eagles View Road

Phoenix, Maryland 21131 RE: Item No. 477 - Case No. 87-81-A Petitioger: Dr. Frank L. Roberts

Petition for Variance Dear Dr. Roberts:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

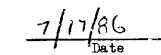
Very truly yours,

JAMES E. DYER Chairman

Zoning Plans Advisory Committee

Enclosures

JED:kkb



Mr. Armold Jublem Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Jablon:

AUGUST 19,1986

Re: Zoning Advisory Meeting of July 8, 1986 Iten + 477
Property Owner: No. FRANK L. ROBERTS LOCALION SW/S EAGLES VIEW DRIVE 11975W OF GOLDEN EAGLE DRIVE The Division of Current Planning and Davelopment has reviewed the subject petition and offers the following comments. The items checked below are

(X)There are no site planning factors requiring comment. (**)There are no site planning factors requiring comment.

(**)A County Review Group Meeting is required.

(**)A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.

(**)This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.

(**)A record plat will be required and must be recorded prior)The access is not satisfactory.)The circulation on this site is not satisfactory. The parking arrangement is not satisfactory.)Parking calculations must be shown on the plan.)This property contains soils which are defined as wetlands, and development on these soils is prohibited. ()Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-93 of the Development

Regulations.

()Development of this site may constitute a potential conflict with the Baltimore County Master Plan. ()The amended Development Plan was approved by the Planning Board)Landscaping: Must comply with daltimore County Landscape Manual.
)The property is located in a deficient service area as defined by Bill 178-79. No building parmit may be issued until a Reserve Capacity Use Certificate has been issued. The deficient service is

()The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 173-72, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated innually by the County Council. ()Additional comments:

> Eurone A. Bober Chier, Current Planning and Davelopment

BALTIMORE COUNTY DEPARTMENT OF HEALTH

Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Zoning Item # 477, Zoning Advisory Committee Meeting of _____7 Property Owner: Dr. MAK L. Roberts

Location: SW/S EAGLES VIKW OF .. 1197 SW OF Golden Eagle of District

COMMENTS ARE AS FOLLOWS:

() Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review Section, Environmental Support Services, for final review and approval.

() Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 494-3775, to obtain require-

ments for such installation/s before work begins.

() A permit to construct from the Division of Air Pollution Control is required for such items as spray paint processes, underground gasoline storage tank/s (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

() A permit to construct from the Division of Air Pollution Control is required for any charbroiler operation which has a total cooking surface area of five (5) square feet or more.

() Prior to approval of a Building Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

() Frior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and sewerage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Health for review and approval. For more complete information, contact the Recreational Hygiene Section, Division of Environmental Support Services.

() Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations. For more complete information, contact the Division of Maternal and Child Health.

() If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with Water Resources Administration requirements.

Zoning Item # 477 Zoning Advisory Committee Meeting of 7/8/66

SS 20 1082 (1)

BALTIMORE COUNTY DEPARTMENT OF TRAFFIC ENGINEERING TOWSON, MARYLAND 21204 494-3550 STEPHEN E. COLLINS

CC: James Hosmell

July 22, 1986

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

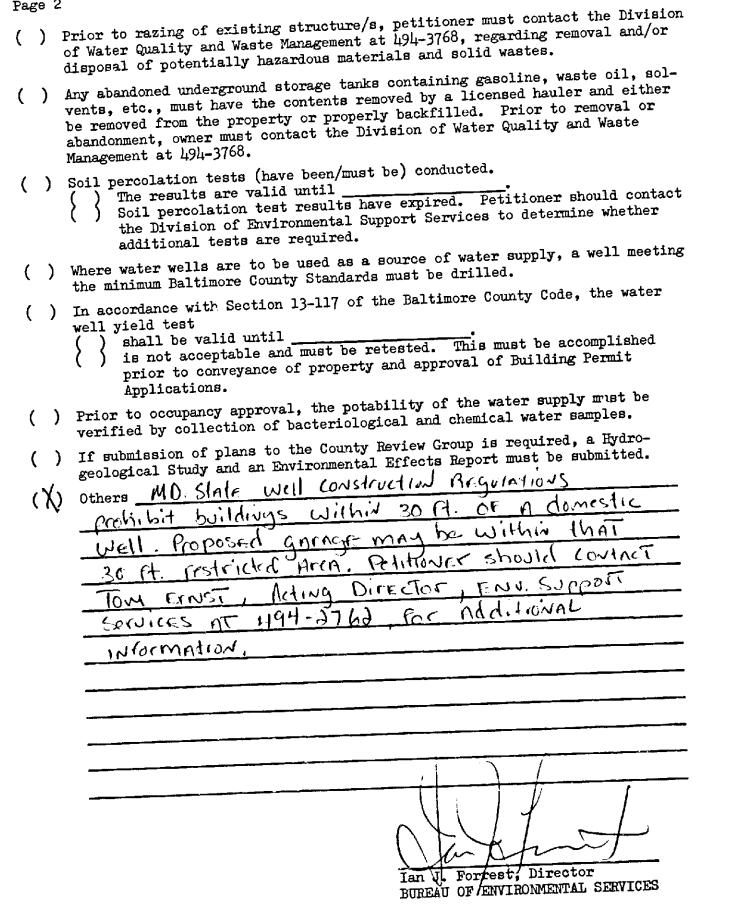
Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for items number 476 477 478, 479, 480, 481, and 482.

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate II

MSF:lt



WWQ 2 4/86



PAUL H. REINCKE CHIEF

Mr. Arnold Jablon

July 17, 1986

Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson Maryland 21204

RE: Property Owner: Dr. Frank L.Roberts

SW/S Eagles View Drive, 1197 SW of Golden Eagle Dr.

Zoning Agenda: Meeting of July 8, 1986

Gentlemen:

Location:

Item No.:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

to be corrected or incorporated into the final plans for the property.

() 3. The vehicle dead end condition shown at ___

EXCEEDS the maximum allowed by the Fire Department. () 4. The site shall be made to comply with all applicable parts of the

(X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 edition prior to occupancy.

Fire Prevention Code prior to occupancy or beginning of operation,

') 6. Site plans are approved, as drawn.

7. The Fire Prevention Bureau has no comments, at this time.

Special Inspection Division

Fire Prevention Bureau

/mb

TOWSON, MARYLAND 21204

July 30, 1986

TED ZALESKI, JR. DIRECTOR

Mr. Arnold Jablon, Zoning Commissioner

Comments on Item # 477 Zoning Advisory Committee Meeting are as follows: Property Owner: Dr. Frank L. Roberts SW/S Eagles View Drive, 1197 SW of Golden Eagle Drive

District:

County Building Code.

APPLICABLE ITEMS ARE CIRCLED: All structures shall conform to the Baltimore County Building Code as adopted by Council Bill #17-85. the Maryland Code for the Handicapped and Aged (A.N.S.I. #117-1 - 1980) and other applicable Codes and Standards.

(B) A building and other miscellaneous permits shall be remained before the start of any construction.

Residential: Two sets of construction drawings are required to file a permit application. The seal of a registered in Maryland architect or Engineer is/ender required on plans and technical data.

D. Commercial: Three sets of construction drawings sealed and signed by a registered in Maryland Architect or Engineer shall be required to file with a permit application. Reproduced seals are not acceptable.

E. All Use Groups except R-4 Single Family Detached Dwellings require a minimum of 1 hour fire rating for exterior walls closer than 6'-0 to an interior lot line. R-4 Use Groups require a one hour wall if closer than 3'-0 to an interior lot line. Any wall built on an interior lot line shall require a fire or party wall. See Table 401, Section 1407, Section 1406.2 and Table 1402. No openings are permitted in an exterior wall within 3'-0 of an interior lot line.

F. The structure does not appear to comply with Table 505 for permissable height/area. Reply to the requested variance by this office cannot be considered until the necessary data pertaining to height/area and construction type is provided. See Table 401 and 505 and have your Architect/Engineer contact this department. G. The requested variance appears to conflict with Section(s) _____, of the Baltimore

H. When filing for a required Change of Use/Occupancy Permit, an alteration permit application shall also be filed along with three sets of acceptable construction plans indicating how the existing structure is to be altered in order to comply with the Code requirements for the new use. Maryland Architectural or Engineer seals are usually required. The change of Use Groups are from Use to Use . See Section 312 of the Building Code.

I. The proposed project appears to be located in a Flood Plain, Tidal/Riverins. Please soe the attached copy of Section 516.0 of the Building Code as adopted by Bill #17-85. Site plans shall show the correct elevations above sea level for the lot and the finish floor levels including basement.

K. These abbreviated comments reflect only on the information provided by the drawings submitted to the Office These appreviated comments reflect only on the information provided by the drawings submitted to the Cilic of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired the applicant may obtain additional information by visiting Room 122 of the County Office Building at 111 W. Chesapeake Avanue, Towson, Maryland 21204. Marlis E. Chember BY: C. E. Burnham, Chief Building Plans Review

4/22/85

J. Comments



November 4, 1985

Mr. Frank Roberts 5212 Harford Road Baltimore, Maryland 21214

> RE: Building Permit No. 83095 MR SE/S Eagles View Road, SW of Golden 10th, Election District Eagle Dr.

Dear Mr. Roberts,

The Zoning Office cannot approve the above referenced building permit application for the following reason(s):

> Improper setbacks Improper use Improper location Inspection of the property must be made before permit can be approved Insufficient information on permit Needs average sheet in order to determine front setbacks Fence (improper height-corner lot only) Revised plans Other In order for this office to approve your garage permit you must successfully petition for a zoning variance to Sections 101 (Definition of Building Line) and Section 1AC1.3.B.3 (R.S.C.) to permit a building 6ft. setback from the road instead of the recorded minimum 50 ft. building line.)

If you have any further questions, you may contact me at 494-3391.

W. Carl Richards Jr. Zoning Associate 111

cc: Mrs. Sherry Mehl Office Engineering Assistant I

